

BEFORE THE TENNESSEE REGULATORY AUTHORITY

AT NASHVILLE, TENNESSEE

IN RE:

**UNITED CITIES GAS COMPANY, A DIVISION
OF ATMOS ENERGY CORPORATION,
INCENTIVE PLAN ACCOUNT (IPA) AUDIT**

**DOCKET NO.
01-00704**

ORDER ESTABLISHING PROCEDURAL SCHEDULE

At a regularly scheduled Authority Conference held on April 30, 2002, the Directors of the Tennessee Regulatory Authority ("Authority") voted unanimously to convene a contested case in this docket, to grant intervention to the Consumer Advocate and Protection Division of the Office of the Attorney General and Reporter and to appoint General Counsel or his designee as Pre-Hearing Officer.

A Pre-Hearing Conference was held on May 8, 2002 pursuant to a Notice from the Authority dated May 1, 2002. The Pre-Hearing Conference was presided over by Richard Collier acting as Pre-Hearing Officer, and was convened for the purpose of establishing a list of issues, a procedural schedule and a list of witnesses.

In attendance at the Pre-Hearing Conference were the following:

United Cities Gas Company – **Joe A. Conner, Esq.**, Baker, Donelson, Bearman & Caldwell, 1800 Republic Centre, 633 Chestnut Street, Chattanooga, TN 37450;

Consumer Advocate and Protection Division of the Office of the Attorney General and Reporter - **Vance Broemel, Esq.**, Office of Attorney General, 425 5th Avenue North, Cordell Hull Building, Nashville, TN 37243-0500;

Tennessee Regulatory Authority Staff Participating as a Party – **Jon Wike, Esq.**, 460 James Robertson Parkway, Nashville, TN 37243.

As agreed to by the parties, the following procedural schedule has been established for the conduct of this case:

May 9, 2002

All parties shall file witness lists no later than **2:00 p.m.** The list shall include the witness's title and a brief description of the substance of the witness's testimony to be presented.

May 14, 2002

Motions to strike witnesses and briefs in support thereof shall be filed no later than **12:00 noon.**

Parties shall exchange exhibit lists no later than **4:00 p.m.**

May 15, 2002

A telephonic conference shall be held among all parties to discuss exhibit lists and the possibility of filing a joint stipulation of facts.

May 16, 2002

Responses to motions to strike witnesses shall be filed no later than **3:00 p.m.**

Parties shall file no later than **3:00 p.m.** a joint stipulation of facts or joint statement that they cannot agree to a stipulation of facts.

May 20, 2002

Hearing on the merits.

J. Richard Collier
J. Richard Collier, Pre-Hearing Officer

ATTEST:

K. David Waddell
K. David Waddell, Executive Secretary

May 9, 2002
Date